IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO. 370 OF 2007
IN
CIVIL APPLICATION NO. 1247 OF 2005
IN
SECOND APPEAL STAMP NO. 8564 OF 2005

Smt. Laxmi Vishnu Sangale ..Applicant
Vs.
1. Shri Arjun Bhikaji Naik
and anr. ..Respondents

Mr.A.G. Kundekar for applicant.
None for the respondents.

CORAM: B.H. MARLAPALLE, J.

Date : March 21, 2007.

P.C.:

. Heard Mr. Kundekar the learned Advocate for the applicant who has filed Second Appeal under stamp No.8564 of 2005 and as the said appeal was filed beyond limitation, applicant had filed the Civil Application No.1247 of 2005 for condonation of delay. The said application came to be dismissed in default and, therefore, this application for its restoration.

. As per the office note the restoration application is beyond time by 70 days. The delay

deserves to be condoned but by levying costs.

. Hence the delay is condoned subject to payment of costs quantified at Rs.500/- and to be remitted to the Maharashtra State Legal Services Authority within one week.

. The application is allowed in terms of prayer clause (a).

(B.H. Marlapalle,J.)